

1 +LAW OFFICES OF
2 **NASH & KIRCHNER, P.C.**

3 P.O. BOX 2310
4 TUCSON, ARIZONA 85702
5 Telephone (520) 792-1613
6 Fax (520) 628-1079
7 Pima County Computer No. 41636
8 State Bar No. 002893
9 walter.nash@azbar.org
10 bkirchner@azbar.org

11 Attorney for defendant David Reid

12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE DISTRICT OF NEW MEXICO

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 CR-05-1849 JH

17 vs.

18 DAVID REID,

19 Defendant.

20 NOTICE OF TRIAL CONFLICT

21 Excludable delay under 18 U.S.C. §3161(h)(1)(F) will occur as a
22 result of this motion or of an order based thereon.

23 The trial in this matter is presently set for April 10, 2007. Counsel
24 undersigned is advised that the estimated time for trial is between three
25 and five weeks.

26 Counsel undersigned is also the attorney of record in the *United*

LAW OFFICES OF
NASH & KIRCHNER, P.C.
P.O. BOX 2310
TUCSON, ARIZONA 85702
Telephone (520) 792-1613

1 *States v. Horacio Estrada-Elias, et. al.*, 6:06 CR96-1-DCR, presently
2 pending in the United States District Court for the Eastern District of
3 Kentucky (London). The matter is presently assigned to the Honorable
4 Danny C. Reeves. That matter involves an in custody defendant and is
5 presently set for trial on April 17, 2007. It is estimated that that trial will last
6 approximately three to five days.¹ Counsel undersigned will continue to
7 keep this Court apprised of that situation. Counsel undersigned is uncertain
8 if the *Estrada-Elias* matter will be continued (it is not anticipated that it will
9 be absent a superceding indictment) or resolved by means of a plea
10 agreement (also unlikely at this time).

11
12 Counsel undersigned also has eight other matters calendared for trial
13 in the United States District Court in the District of Arizona in the months of
14 February, March, and April. However, it is anticipated that all of these
15 matters will be continued to accommodate the trial dates in both New
16 Mexico and Kentucky and/or resolved by means of a negotiated
17 disposition. Two additional matters are presently set in state court in
18 Tucson, Arizona, but will also continued or be resolved without the
19
20
21
22

23 ¹Due to the geographic location and time zone changes, a full day travel between Arizona
24 to Kentucky is necessitated each direction. The Estrada-Elias matter had been set earlier for
25 trial, but was continued on motion of a co-defendant.

necessity of the trial.

RESPECTFULLY SUBMITTED this 5th day of February, 2007.

LAW OFFICES OF
NASH & KIRCHNER, P.C.

BY /S/ Walter Nash
WALTER NASH
Attorney for Defendant Reid

LAW OFFICES OF
NASH & KIRCHNER, P.C.
P.O. BOX 2310
TUCSON, ARIZONA 85702
Telephone (520) 792-1613

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of February, 2007, I served a true and correct copy of this Joinder by U.S. Mail, postage prepaid, on counsel for the United States at the address listed below:

James R.W. Braun, Esq.
Assistant United States Attorney
P.O. Box 607
Albuquerque, New Mexico 87103

/s/ Walter Nash

LAW OFFICES OF
NASH & KIRCHNER, P.C.
P.O. BOX 2310
TUCSON, ARIZONA 85702
Telephone (520) 792-1613